

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-2764

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PETITION OF PSI ENERGY, INC. FOR AUTHORITY TO)
INCREASE ITS RATES AND CHARGES FOR ELECTRIC)
SERVICE; FOR APPROVAL OF NEW SCHEDULES)
OF RATES AND CHARGES AND OF RULES AND)
REGULATIONS APPLICABLE TO SUCH RATES AND)
CHARGES; FOR THE AUTHORITY TO REFLECT ITS)
QUALIFIED POLLUTION CONTROL PROPERTY AND)
OTHER NEW PLANT AND EQUIPMENT IN ITS RATES)
AND CHARGES; FOR APPROVAL OF ITS IMPLEMEN-)
TATION OF THE FEDERAL ENERGY REGULATORY)
COMMISSION'S SEVEN-FACTOR TEST; FOR APPROVAL)
OF VARIOUS RATE TRACKING MECHANISMS,)
INCLUDING A PROPOSED MIDWEST INDEPENDENT)
TRANSMISSION SYSTEM OPERATOR MANAGEMENT)
COST ADJUSTMENT RIDER AND CONTINUED USE OF)
A PURCHASED POWER TRACKING MECHANISM; AND)
FOR APPROVAL OF RELATED ACCOUNTING TREAT-)
MENT AND DEPRECIATION RATES AND OTHER)
ACCOUNTING RELIEF RELATIVE TO ITS BUSINESS)

FILED

OCT 05 2004

INDIANA UTILITY
REGULATORY COMMISSION

CAUSE NO. 42359


You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") made the following entry in this Cause:

On July 22, 2004, PSI Industrial Group filed a *Motion to Enforce Order Regarding the Effective Date of New Rates and Authorize Refunds* ("Motion to Enforce") in this Cause. On August 5, 2004, Nucor Steel, a Division of Nucor Corporation ("Nucor") filed a *Motion for Joinder in Support of PSI-Industrial Group's Motion to Enforce Order Regarding the Effective Date of New Rates and Authorize Refunds* ("Motion for Joinder") in this matter. On August 16, 2004, PSI Energy, Inc., ("PSI") filed the *Response of PSI Energy, Inc., to Motion to Enforce Order Regarding the Effective Date of New Rates and Authorize Refunds* ("Response"). On September 2, 2004, PSI Industrial Group and Nucor filed separate Reply's to PSI's Response. On September 13, 2004, the Indiana Office of the Utility Consumer Counselor ("OUCC") filed a *Joinder in Motion to Enforce Order* in this Cause.

The Presiding Officers have reviewed the pending motions and recognize that the appropriate application of the rate increase approved in this matter is an important issue. However, as the time for appeal or reconsideration of the issues presented in this matter has passed, PSI Industrial Group's Motion to Enforce should properly be considered and resolved, either through settlement between the parties or the issuance of an Order by the Commission, in a separately docketed proceeding. Therefore, the Presiding Officers hereby find that the issues presented in the above referenced filings shall be considered in sub-docket, 42359 S-1. The parties that have filed motions regarding enforcement of the Commission's Order in this Cause are hereby deemed to be the parties to this separate proceeding.

A Settlement Hearing in that Cause is hereby scheduled for November 22, 2004 at 10:00 a.m. in Room E306 of the Indiana Government Center South, Indianapolis, Indiana. In the event that the parties are able to resolve this issue by agreement they should file their Settlement Agreement with the Commission on or before November 17, 2004. If the parties have not reached agreement the Settlement Hearing will be converted to a Prehearing Conference in order to establish an appropriate procedural schedule to allow the Commission to resolve this issue.

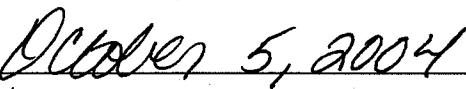
IT IS SO ORDERED.



David E. Ziegner, Commissioner



Scott R. Storms, Chief Administrative Law Judge



Date